CITY HALL COUNCIL CHAMBERS
SANTA MARIA, CALIFORNIA
REGULAR MEETING

JULY 5, 2011

INVOCATION:
Pastor Rick Bloom of Pacific Christian Church gave the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAG:
Councilmember Boysen led the Pledge of Allegiance.

CALL TO ORDER:
Mayor Lavagnino called the Regular Meeting of the City Council to order at 6:30 p.m.

ROLL CALL:
MEMBERS PRESENT
Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino.

STAFF MEMBERS PRESENT
City Manager Ness, City Attorney Trujillo, Assistant City Manager Haydon, Fire Division Chief Widling, Police Chief Macagni, Director of Public Works/City Engineer Whitehead, Director of Community Development Appel, Director of Administrative Services Visé, Utilities Engineer Kahn, Water Resources Manager Sweeney, Community Programs Manager Coelho-Hudson, Grants Specialist Alarcon, and Chief Deputy City Clerk Perez.

PROCLAMATION – SANTA MARIA VALLEY RAILROAD 100TH BIRTHDAY
Councilmember Orach read a proclamation declaring July 11, 2011, as the Santa Maria Valley Railroad 100th Birthday Celebration and thanking Mr. Rob Himoto and his staff of dedicated railroaders for their commitment in providing a first-class transportation system for the Santa Maria Valley. The proclamation was accepted by Rob Himoto, President.

PRESENTATION – SANTA BARBARA COUNTY REDISTRICTING
Dennis Bozanich, Assistant to the County Executive Officer and County Redistricting Coordinator, gave an overview of the Santa Barbara County redistricting efforts. He explained that redistricting was the process of changing district boundaries to ensure that each person's vote carried equal weight. For the County, redistricting was the process of changing the boundaries of the five supervisorial districts. Redistricting was legally required after each census. According to the mandatory criteria, each district must, as close as possible, have equal population, and the district must comply with the federal Voting Rights Act. Permissive criteria include cohesiveness, contiguity, integrity, compactness of territory, geography and topography, and communities of interest. Maps need to be created and approved by the Board of Supervisors. The first step is to take the total population and divide by five, which yields the ideal population of each district. Then apply the first constraint, communities of interest, within reasonable geographic limits, so as to avoid unnecessary fragmentation of relevant minority groups in a single district. Because the population varies from census block to census block, adjustment of the boundaries to conform to the census block would cause a deviation from absolute equality of population among districts. Finally, cohesiveness needs to be considered, both functional and geographic. To accomplish this, the County conducted numerous public workshops to obtain public input and suggestions for district boundaries. The public was also invited to GIS Sessions to draw district boundaries. The Board of Supervisors will be reviewing the proposals on July 12th. They will be asked to provide staff with direction on how the suggestions and proposals should be integrated for further discussion and decision making. A final redistricting vote will be held between August 9th and September 20th. Legally, redistricting plans must be in place prior to October 31st. He gave an overview of population increases across the County with the new population figure for each district being 84,779. The main goal would be to get each of the 5 districts as closed to that number as possible.

Mayor Lavagnino asked what the number one issue was that Mr. Bozanich had seen that would make a big difference in redistricting.

Mr. Bozanich responded that one of the concerns of people was trying to stay in the same district for continuity to minimize the amount of change. The other thing was that if a person changed districts and was not able to vote in the next election, they would not be able to vote for their supervisor for six years. That was part of the process, but it was a concern. Also, Isla Vista and the Santa Ynez Valley did not want to be in the same district. It was the major movement between Districts 1 and 5 that would make the biggest difference.

Councilmember Boysen commended him on having the public provide their recommendations. He said the prison population had always been controversial and asked if the prison population was being included in the numbers.

Mr. Bozanich explained that the prison population was included in the population numbers. A State Attorney General's opinion leaned in the direction of excluding them, but it was not anything definitive. It would be a policy choice for the Board of Supervisors. There were approximately 3,000 people in the prison. It was unknown how many were convicted felons who may be excluded. Excluding all prisoners might disenfranchise some of the prisoners in the system who would be eligible to vote.

Councilmember Patino asked if the maps were available. She said it would also be interesting to see the different groups and how they drew the maps.

Mr. Bozanich explained that the maps were available on the County's website along with a statistical report.

Councilmember Patino asked how many registered voters there were in the prison.

Mr. Bozanich stated he did not have that information. He explained that there were other people throughout the County who could not vote for several reasons.

Councilmember Orach asked about the college students and the different demographic categories, particularly "two or more races."

Mr. Bozanich stated one of the things that changed with the 2010 Census was the demographic categories that people could select. The categories have changed as the population changed. One of the new categories was "two or more races" for those people who could not decide on one particular race. In Santa Barbara County, almost every census block had a mix of demographics.

Mayor Lavagnino thanked Mr. Bozanich for his presentation.

PUBLIC COMMENT

Bob Ziener stated he heard that 33 percent of all new businesses were going into Texas because they were really trying to encourage new business. With the City Council, the Planning Commission, the Airport Board, and the Chamber of Commerce, the City could establish an "idea factory" to generate new approaches to bring new business into Santa Maria.

Robert Litzinger, President of the Ministerial Association, spoke about his family, including his three new foster children. These foster children could not get a library card because of past fines from their former guardians. The library staff was inflexible and rude to him and to his wife. He asked the Council for help in getting a policy change or leadership change at the library so these children could get a library card and use the library. He asked for their past fines to be waived and for them, as the new guardians, to take on any future fees they might incur.

Edward Zemaitis, President of the Santa Maria Historical Society, thanked the Council for its past and present support. Since 1955, the Society had collected, preserved, and presented the history of the people of the Santa Maria Valley. He talked about their events and what they do, such as the Museum Safari and Valley Speaks.

Ernest Armenta stated there were many families in Santa Maria with children who have had their water turned off because they could not pay their bill. Those families should come to the Council meeting and ask the Council to waive their bills. He talked about Measure S and the reason it failed. He also talked about the City moving ahead with construction of Fire Station No. 5 when it did not have the money to man it. He was opposed to the City asking for voters to help pay to staff the station.

CONSENT CALENDAR
Councilmember Cordero requested that Item 3-C be pulled for comment. Councilmember Boysen requested Item 3-M be pulled for comment.

Item 3C – Personnel Changes Resulted from Budget Amendments of 2011-12 Budget
Councilmember Cordero stated he received several questions after the last meeting about whether he was interested in spending more money. His comments focused on the concern for public safety and the City's general delivery system. The City operates at an employee-to-population ratio of about half of the City of Santa Barbara's. That was commendable in many respects. The City now knew that the County planned to close the North County Jail. The Chief would need to decide how he was going to handle that. It would make Santa Maria a less safe City. He hoped that he was wrong, but those were some of the things that the City would have to live with in these economic times. In his opinion, public safety was the number one priority, and the employees were the real machine that kept the City running. Two weeks ago he said the City should consider spending some more of the one-time money in order to sustain the same service levels for one more year and take the risk that the City would be in a better position next year.

Mayor Lavagnino stated the City has already learned that it was going to take a hit on the Redevelopment Agency and Vehicle License Fees. If the City had used up the remaining reserves, it would be difficult to handle these additional hits.

Item 3M – No Stopping Zone on Donovan Road
Councilmember Boysen stated he would support this no stopping zone. The only thing he wanted to bring up was that at some time the City needed to find a place for these large trucks to park. The City kept establishing no stopping zones and moving the trucks.

Consent Calendar Items 3A through 3M were approved on motion by Councilmember Orach, seconded by Councilmember Cordero, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

A. ORDINANCES
The reading in full of all ordinances and resolutions was waived. Ordinances on the Consent Calendar were adopted by the same vote cast at the first reading unless City Council indicated otherwise.

B. MINUTES
The Minutes of the Regular City Council Meeting of June 21, 2011, were approved as submitted.

C. PERSONNEL CHANGES
Resolution Nos. 2011-68, 2011-69, and 2011-70 were adopted related to personnel changes resulting from budget amendments to the adopted 2011-12 City Budget (second year of the approved two-year budget).

Resolution No. 2011-68 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING JOB SPECIFICATIONS, ELIMINATING POSITIONS, AND ADDING POSITIONS, AS A RESULT OF ADJUSTMENTS TO THE AMENDMENTS TO THE ADOPTED 2011-12 BUDGET.

Resolution No. 2011-69 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, AMENDING APPENDIX "A" OF THE CONFLICT OF INTEREST CODE FOR DESIGNATED FILERS OF THE CITY OF SANTA MARIA.

Resolution No. 2011-70 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING AN AMENDMENT TO THE CONTRIBUTIONS TO THE PUBLIC AGENCY RETIREMENT SYSTEM FOR ELIGIBLE EMPLOYEES AS A RESULT OF AMENDMENTS TO THE ADOPTED 2011-12 BUDGET.

D. WARRANTS

Warrant Nos. 166575 to 166844 totaling $2,021,563.44 were ordered ratified subject to having been certified as being in conformity with the budget and having been approved for payment by the Director of Administrative Services. Warrant Nos. 166349, 166428, 166505, 166543, 166822, 166823, and 166824 were cancelled.

E. PAYROLL

Payment of payroll was ordered ratified subject to having been certified by the proper Department Heads, as shown on records on file in the Department of Administrative Services and having been approved for payment by the Director of Administrative Services.

F. ANNUAL OPERATING AGREEMENTS

Resolution Nos. 2011-71, 2011-72, and 2011-73 were adopted approving the annual operating agreements for the Santa Maria Valley Chamber of Commerce, the Santa Maria Valley Historical Society and Museum, the Santa Maria Museum of Flight, and approving funding for the Chamber of Commerce for economic development services.

Resolution No. 2011-71 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING AN OPERATING AGREEMENT AND FUNDING FOR ECONOMIC DEVELOPMENT SERVICES WITH THE SANTA MARIA VALLEY CHAMBER OF COMMERCE.

Resolution No. 2011-72 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING AN OPERATING AGREEMENT WITH THE SANTA MARIA VALLEY HISTORICAL SOCIETY AND MUSEUM.

Resolution No. 2011-73 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING AN OPERATING AGREEMENT WITH THE SANTA MARIA MUSEUM OF FLIGHT.

G. HARTFORD INVESTMENT POLICY STATEMENT

Resolution No. 2011-74 was adopted adopting an Investment Policy Statement for The Hartford 457 Deferred Compensation and 401(a) Plans.

Resolution No. 2011-74 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING AN INVESTMENT POLICY STATEMENT FOR THE HARTFORD 457 DEFERRED COMPENSATION AND 401(a) PLANS.

H. SHARED FUNDING AGREEMENT

Resolution No. 2011-75 was adopted approving a one-year renewal agreement with the Santa Maria-Bonita School District for shared funding of the School Crossing Guard Program.

Resolution No. 2011-75 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING AN AGREEMENT WITH SANTA MARIA-BONITA SCHOOL DISTRICT FOR SHARED FUNDING OF THE SCHOOL CROSSING GUARD PROGRAM.

I. SCHOOL CROSSING GUARD AGREEMENT
Resolution No. 2011-76 was adopted approving an agreement with All City Management Services, Inc., for the operation and administration of the School Crossing Guard Program.

Resolution No. 2011-76 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING AN AGREEMENT BETWEEN ALL CITY MANAGEMENT SERVICES, INC., AND THE CITY OF SANTA MARIA FOR CROSSING GUARD SERVICES.

J. PROPOSITION 1B FUNDING
Resolution No. 2011-77 was adopted approving receipt of Proposition 1B Transit Capital funding in the amount of $300,000, a grant from the State of California.

Resolution No. 2011-77 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING PROPOSITION 1B CAPITAL PROJECTS.

K. NO STOPPING ZONE
Resolution No. 2011-78 was adopted approving a recommendation from the Traffic Committee to establish a no-stopping zone on either side of the driveways of 116 and 120 South College Drive.

Resolution No. 2011-78 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING A NO-STOPPING ZONE ON SOUTH COLLEGE DRIVE PURSUANT TO SECTION 7-5.16 OF THE SANTA MARIA MUNICIPAL CODE.

L. NO STOPPING ZONE
Resolution No. 2011-79 was adopted approving a recommendation from the Traffic Committee to establish a no-stopping zone on either side of the driveway at 129 West Jones Street.

Resolution No. 2011-79 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING A NO-STOPPING ZONE ON WEST JONES STREET PURSUANT TO SECTION 7-5.16 OF THE SANTA MARIA MUNICIPAL CODE.

M. NO STOPPING ZONE
Resolution No. 2011-80 was adopted approving a recommendation from the Traffic Committee to establish a no-stopping zone on the north side of Donovan Road between River Rock Court and Canyon Drive.

Resolution No. 2011-80 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING A NO-STOPPING ZONE ON DONOVAN ROAD PURSUANT TO SECTION 7-5.16 OF THE SANTA MARIA MUNICIPAL CODE.

A PUBLIC HEARING TO RECEIVE PUBLIC COMMENTS AND CONSIDER THE BLOCK GRANTS ADVISORY COMMITTEE'S REVISED RECOMMENDATION FOR THE ALLOCATION OF FISCAL YEAR 2011-12 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIPS PROGRAM FUNDS.
Councilmember Boysen announced that he had a conflict of interest due to his employment with Good Samaritan Shelter and left the room.

Community Programs Manager Coelho-Hudson gave the staff report. The City Council is requested to conduct the public hearing to receive public comments and consider the Block Grants Advisory Committee's revised recommendations for the allocation of Fiscal Year 2011-12 CDBG and HOME Investment Partnerships Program funds. On April 5, 2011, the City Council approved the allocations for Fiscal Year 2011-12 CDBG and HOME allocations based on estimated grant amounts. Congress had not yet approved the Federal budget and the U.S. Department of Housing and Urban Development (HUD) had not yet issued the final grant amounts. The estimated

amounts were based on the current year's grant amounts. In late May, HUD issued the final grant amounts resulting in a 16.5 percent reduction in CDBG funding and a 12 percent reduction in HOME funding. The City will receive $1,148,333 in CDBG funding which is a decrease of $227,901. Of the CDBG grant amount, 20 percent or $229,666 will be available for general administration, 15 percent or $185,456 will be available for public services, and $1,093,303 will be available for capital projects. The reduction in funding severely impacts the amount of funding that will be available for general administration and public services. HOME funding was reduced by $47,403.

On June 13, 2011, the Block Grants Advisory Committee (BGAC) reconsidered the allocations and prepared a revised recommendation for consideration by the City Council. The Committee's recommendation includes the allocation of additional unused CDBG capital funds from previous years. These funds are the balances remaining due to the cancellation of three projects and some miscellaneous amounts remaining from projects already completed. This funding was being reserved for the Fire Station No. 3 project; however, since the bids were lower than anticipated, there are sufficient funds to complete the project without the unused CDBG funds. Staff consulted with City departments concerning any City capital projects that might be eligible for CDBG funding. The Fire Department proposed use of the funding for the Emergency Operations Center and the Committee approved $100,000 for the project. Also, the Committee recommended increasing the funding to Peoples' Self-Help Housing Corporation's Los Adobes de Maria III project by $47,403 to compensate for the reduction in the HOME allocation for the same project. All other allocations for CDBG capital and HOME projects remained the same. In addition, the Committee approved the allocation of $15,000 in 2011-12 CDBG capital funds for management of the Tenant-Based Rental Assistance program and the allocation of $51,348 in project delivery funds for implementation of the CDBG capital projects. These allocations are allowed under the CDBG regulations and will offset the reduction in funding from CDBG general administration.

CAPITAL DEVELOPMENT ALLOCATIONS

Mayor Lavagnino opened the public hearing on this portion of the item.

Jim Bray, VTC, thanked the members of the Block Grants Advisory Committee. It was a very critical time for VTC because they would be moving into the new building in September. He asked that the amount that was recommended be approved.

There were no other requests to speak. Mayor Lavagnino closed the public hearing.

Resolution No. 2011-82 was adopted approving the following revised Capital Development allocations under the CDBG Program for fiscal year 2010-11:

Housing Trust Fund of SB County / First Time Homebuyers Assistance Program	$ 75,000
Peoples' Self-Help Housing Corp. / Los Adobes de Maria III	347,403
City of Santa Maria Tenant Based Rental Assistance Program Administration	15,000
Good Samaritan Shelter, Inc. / Detox Facility Renovation	30,000
SMILE/OPTIONS - Group Home Renovation	32,916
VTC Enterprises / Quality of Life Services Project	300,000
City of Santa Maria ADA Improvements	100,000
City of Santa Maria Newlove Community Center	32,986
City of Santa Maria Natural History Museum	8,650
Residential Rehabilitation Loan Program (Program Income)	30,000
5% Project Delivery	51,348
General Administration	229,666

on motion by Councilmember Patino, seconded by Councilmember Orach, and carried on the following vote:

AYES: Councilmembers Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: Councilmember Boysen
ABSTAIN: None

Resolution No. 2011-30 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING THE REVISED CAPITAL DEVELOPMENT ACTIVITIES AND ALLOCATIONS UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR FISCAL YEAR 2011-12 AND AUTHORIZING THE CITY MANAGER AND ANY DESIGNEE(S) TO EXECUTE THE NECESSARY DOCUMENTS ON BEHALF OF THE CITY OF SANTA MARIA FOR APPLICATION OF THE FUNDS.

HOME INVESTMENT PARTNERSHIPS PROGRAM ALLOCATIONS

Mayor Lavagnino opened the public hearing on this portion of the item. There were no requests to speak. Mayor Lavagnino closed the public hearing.

Resolution No. 2011-81 was adopted approving the following revised allocations for the HOME Investment Partnerships Program for fiscal year 2011-12:

Tenant Based Rental Assistance Program	$100,000
Peoples' Self-Help Housing / Los Adobes de Maria III	$257,597

on motion by Councilmember Patino, seconded by Councilmember Orach, and carried on the following vote:

AYES:	Councilmembers Cordero, Orach, Patino, and Mayor Lavagnino
NOES:	None
ABSENT:	Councilmember Boysen
ABSTAIN:	None

Resolution No. 2011-81 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING THE REVISED ACTIVITIES AND ALLOCATIONS UNDER THE HOME INVESTMENT PARTNERSHIPS PROGRAM FOR FISCAL YEAR 2011-12 AND AUTHORIZING THE CITY MANAGER AND ANY DESIGNEE(S) TO EXECUTE THE NECESSARY DOCUMENTS ON BEHALF OF THE CITY OF SANTA MARIA FOR APPLICATION OF THE FUNDS.

PUBLIC SERVICE ALLOCATIONS

Councilmember Cordero announced he had a conflict of interest with this portion of the item due to his involvement with several non-profit agencies and left the room.

Community Programs Manager Coelho-Hudson continued with her report. Related to Public Service allocations, the Committee considered three different options. After discussion, the Committee felt that during these difficult economic times, it was more important to give priority to those agencies providing basic necessities of life, such as food, shelter, clothing and special needs. Those agencies were also receiving funding cuts from other sources. This recommendation results in reducing the number of public service agencies being funded from 26 to 19.

Mayor Lavagnino opened the public hearing on this portion of the item.

Lt. Paul Swain, The Salvation Army, thanked the Committee and Council for remembering the Salvation Army. They continue to serve 100 to 200 meals every day. They also helped with rental assistance, clothing assistance, and utility assistance. Their funding had been cut, and it was a tough time for everyone; but they would continue to do the best that they could.

Karin Powers, North County Rape Crisis and Child Protection Center, thanked the Committee and the Council for their continued support. They had a 24-hour hotline that has to be staffed. They accompanied law enforcement on calls. Their services were really needed in the community. They were grateful for the continued support.

Kim Davis, CASA, spoke on behalf of the children who have no voice. A child with a court appointed special advocate gets what they need. There were approximately 700 children in the County who were removed from their homes because of abuse and neglect. 82 percent were in North County with over 2/3's from Santa Maria. They were the most vulnerable members of the community. CASA had a goal of providing an

advocate for each child, but they were not there yet. They only served about 1/3 of the children who needed them. These children were a high priority. She asked the Council to find the money to fund CASA.

Hearing no further requests to speak, Mayor Lavagnino closed the public hearing.

Councilmember Orach stated the Block Grants Advisory Committee and the City was faced with hard decisions. He supported CASA personally, but he would have to agree with the Committee's recommendations.

Councilmember Patino stated it was very difficult when the Committee and Council had to make these decisions. She wished more people would write or call the federal legislators to get this funding increased.

Resolution No. 2011-83 was adopted approving the following revised public service allocations under the CDBG Program for Fiscal Year 2011-12:

Alliance for Pharmaceutical Access	$ 8,000
Catholic Charities	20,000
Community Action Commission / Senior Nutrition	9,500
Community Partners in Caring	9,000
Domestic Violence Solutions / Emergency Shelter	7,500
Foodbank of Santa Barbara County / Warehouse Program	10,000
Good Samaritan Shelter, Inc. / Emergency Shelter	15,000
Good Samaritan Shelter, Inc. / Detox Program	4,500
Independent Living Resource Center / Deaf Outreach	5,000
Legal Aid Foundation of Santa Barbara County	15,000
North County Rape Crisis & Child Protection Center	10,000
Pacific Pride Foundation / Necessities of Life Food Pantry	10,000
Santa Barbara County Sexual Assault Response Team	8,500
Santa Maria Independent Living Environment / OPTIONS	10,000
Santa Maria Organization of Transportation Helpers / Senior	5,000
Santa Maria Valley FISH Meals On Wheels	8,000
Santa Maria Valley Youth and Family Center	9,300
The Salvation Army	14,000
Transitions Mental Health Association	7,156

on motion by Councilmember Patino, seconded by Councilmember Orach, and carried on the following vote:

AYES: Councilmembers Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: Councilmember Boysen and Cordero
ABSTAIN: None

Resolution No. 2011-83 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING THE REVISED PUBLIC SERVICE ACTIVITIES AND ALLOCATIONS UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR FISCAL YEAR 2011-12 AND AUTHORIZING THE CITY MANAGER AND ANY DESIGNEE(S) TO EXECUTE THE NECESSARY DOCUMENTS ON BEHALF OF THE CITY OF SANTA MARIA FOR APPLICATION OF THE FUNDS.

Councilmembers Boysen and Cordero returned to the dais at this time.

GENERAL PLAN AMENDMENT AND ZONE CHANGE REQUEST FROM THE CHUMASH CASINO RESORT FOR A PARK AND RIDE LOT AT 1223 FAIRWAY DRIVE, GPZ-2011-002, E-2011-013.

Director of Community Development Appel gave the staff report. The City Council is asked to consider a recommendation from the Planning Commission to approve a Mitigated Negative Declaration of Environmental Impact and a General Plan Amendment from LI (Light Industrial) to CF (Community Facilities) and a Zone Change from 4.22 acres of PD/M-1 (Planned Development/Light Manufacturing) and 1.07 acres

of PF (Public Facilities) to 5.29 acres of PD/PF (Planned Development/Public Facilities) for a park and ride lot. The subject property consists of a 5.29 acre site of a larger 9.76 acre parcel. The 5.29 acre property was created from a lot line adjustment which has not yet recorded. The park and ride lot would better accommodate employees and guests who commute the 30 mile one-way distance daily from Santa Maria to the Santa Ynez Chumash Casino Resort. The Chumash Casino Resort currently leases a similar facility located at 3596 Skyway Drive. The proposed park and ride would eventually replace the Skyway Drive facility. Buses will arrive to the project site fifteen minutes after the hour, every hour, twenty-four hours a day and seven days a week. Three guest shuttles to and from the Casino will also be provided Monday thru Saturday with only two operating on Sundays. The facility would consist of a 340 space parking lot, a 450 square foot security office and restrooms, bus shelters and associated landscaped areas and lighting.

On June 1, 2011, the Planning Commission adopted Resolution Nos. 2587 and 2588 on a 5-0 vote recommending that the City Council approve the Mitigated Negative Declaration and the General Plan Amendment and Zone Change for the Chumash Park and Ride Lot site and project.

Mayor Lavagnino said he remembered a discussion about the Chumash Casino sharing maintenance of their buses with the City's bus maintenance facility. He asked if that was correct.

Director Appel stated the City's maintenance facility was next door, but it would be up to the Chumash and the City's contractor.

Mayor Lavagnino opened the public hearing. Hearing no requests to speak, Mayor Lavagnino closed the public hearing.

Resolution No. 2011-84 was adopted approving a Mitigated Negative Declaration of Environmental Impact on motion by Councilmember Orach, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Resolution No. 2011-84 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING THE MITIGATED NEGATIVE DECLARATION, E-2011-013, FOR THE CHUMASH PARK AND RIDE FACILITY, GPZ-2011-002, PD-2011-002, A PORTION OF ASSESSOR'S PARCEL NO. 111-580-007, LOCATED AT 1223 FAIRWAY DRIVE.

Resolution No. 2011-85 was adopted approving the General Plan Amendment from LI (Light Industrial) to CF (Community Facilities) for the Chumash Casino Resort Park and Ride Facility on motion by Councilmember Orach, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Resolution No. 2011-85 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING A GENERAL PLAN (LAND USE) AMENDMENT FOR THE CHUMASH PARK AND RIDE FACILITY PROJECT, GPZ-2011-002, ON A PORTION OF ASSESSOR'S PARCEL NUMBER 111-580-007, LOCATED AT 1223 FAIRWAY DRIVE.

Ordinance No. 2011-05 approving a zone change from 4.22 acres of PD/M-1 (Planned Development/Light Manufacturing) and 1.07 acres of PF (Public Facilities) to 5.29 acres of PD/PF (Planned Development/Public Facilities) was introduced by title only for first reading and continued to the next meeting for second reading and adoption on motion

by Councilmember Orach, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Ordinance No. 2011-05 introduced. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, AMENDING THE OFFICIAL ZONING MAP, GPZ-2011-002, E-2011-013, LOCATED AT 1223 FAIRWAY DRIVE.

ZONING TEXT AMENDMENTS TO CHAPTERS 2, 12 AND 21 OF TITLE 12 OF THE MUNICIPAL CODE PERTAINING TO THE CENTRAL BUSINESS (C-1) AND AIRPORT SERVICE II (AS-II) ZONING DISTRICTS, Z-2010-006, E-2010-055.
Director of Community Development Appel gave the staff report. The City Council is asked to consider a recommendation from the Planning Commission to approve a Negative Declaration of Environmental Impact and an ordinance amending Chapters 2, 12 and 21 of Title 12 pertaining to permitted and conditional uses. On October 8, 2010, a request to amend the Municipal Code was made by the Radisson Hotel General Manager, Jean-luc Garon. According to the hotel manager, the purpose of the request was to accommodate temporary retail sales within the hotel. More specifically, the Radisson Hotel wanted to hold "temporary buying" events for gold, jewelry and coin buying similar to what existing hotels located in the Downtown area and within the General Commercial (C-2) zoning district are allowed to do. Lastly, the Radisson would like to host seminars, conventions, conferences and trade shows within their ballroom and various meeting rooms. All of these uses could be conducted within a hotel or motel if the proposed zoning text amendments are approved. The proposed zoning text amendments include adding definitions for temporary retail sales and temporary buying to Chapter 12-2, adding temporary buying within a hotel or motel to the Central Business District, Chapter 12-12, and adding language to Sections 12-21.02 thru 12.21.06 of Chapter 21 to the Airport Service II Zoning District to allow the same types of uses permitted by hotels and motels in other zoning districts.

On June 1, 2011, the Planning Commission unanimously adopted Resolution Nos. 2585 and 2586 recommending that the City Council adopt a Negative Declaration of Environmental Impact and adopt an ordinance approving the various amendments to Chapters 2, 12 and 21 of Title 12 of the Santa Maria Municipal Code.

Mayor Lavagnino opened the public hearing.

Ernest Armenta stated the local businesses put a lot of time and money to bring shoppers downtown. He was opposed to this amendment as it was not fair to businesses downtown to allow these types of retail sales at the hotels. He suggested the ordinance be amended to require that all the temporary businesses get a City business license.

Hearing no further requests to speak, Mayor Lavagnino closed the public hearing.
Councilmember Cordero asked for clarification regarding whether this would allow selling or buying. He also asked how sales tax worked in these transactions.

Director Appel stated this would allow all hotels and motels to either conduct buy-back events or retail sales events. The City was looking for Transient Occupancy Tax as well; and if these conferences or special events brought people into town, it would increase Transient Occupancy Tax. He explained if it was a buy-back program, no sales tax was charged. If it was a temporary sales event, sales tax was collected the same as any other retail sales.

Resolution No. 2011-86 was adopted approving a Negative Declaration of Environmental Impact for Zoning Text Amendment, Z-2010-006 on motion by Councilmember Boysen, seconded by Councilmember Cordero, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Resolution No. 2011-85 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, FINDING NO DETRIMENTAL ENVIRONMENTAL IMPACT AND DIRECTING THE FILING OF A NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACT REGARDING ZONING TEXT AMENDMENTS TO CHAPTER 12-2, SECTION 12-12.03 OF CHAPTER 12-12, SECTIONS 12-21.02, 12-21.03, 12-21.04, 12-21.05 AND 12-21.06 OF CHAPTER 12-21 OF TITLE 12 OF THE SANTA MARIA MUNICIPAL CODE, Z-2010-006.

Ordinance No. 2011-06 approving Zoning Text Amendments to Title 12 of the Municipal Code was introduced by title only for first reading and continue to the next meeting for second reading and adoption on motion by Councilmember Boysen, seconded by Councilmember Cordero, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Ordinance No. 2011-06 introduced. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, AMENDING CHAPTER 12-2, SECTION 12-12.03 OF CHAPTER 12-12, AND SECTIONS 12-21.02, 12-21.03, 12-21.04, 12-21.05, AND 12-21.06 OF CHAPTER 12-21 OF TITLE 12 OF THE SANTA MARIA MUNICIPAL CODE PERTAINING TO DEFINITIONS, THE CENTRAL BUSINESS DISTRICT AND THE AIRPORT SERVICE II ZONING DISTRICT.

CITY OF SANTA MARIA 2010 URBAN WATER MANAGEMENT PLAN UPDATE.
Water Resources Manager Sweeney gave the staff report. The City Council is requested to conduct a public hearing to accept public testimony and consider the 2010 update to the City's Urban Water Management Plan. In 1983, following several years of drought, the State adopted AB 797, which called for medium and large urban water purveyors to prepare and adopt an Urban Water Management Plan to plan for providing sufficient water resources for their service areas. The act further requires that the Plan be updated every five years in order to reassess and add to the previously completed plan and updates. The deadline to complete the 2010 update was extended to July 1, 2011, by the Department of Water Resources in order to provide water suppliers with more time to address issues associated with meeting the 20 percent reduction in per capita water use by the year 2020 required by the Act. The public review draft of the Plan has been available since May 16, 2011. The draft indicates the City has ample water supplies under numerous drought scenarios for a build-out population. The Plan includes a historical review of population, water usage, and water quality trends. The City held a planning session on March 22, 2011, with adjacent water agencies and other stakeholders. The City also held a public workshop on May 19, 2011. However, only one member of the public attended the workshop. The City can anticipate around 50,000 acre feet of water supply during the study period. Proposed water usage is estimated to be around 20,107 acre feet during the study period through 2035.

Mayor Lavagnino stated that he felt the estimated population at build-out at 2035 was too low considering the increase in population over the last 10 years. He asked what happened when the City reached build-out, but the people kept coming.

City Manager Ness stated the population projections were based on the current General Plan which was a fluid document and could be changed over the years. The General Plan estimated the proposed build-out, but that could change with annexations.

Mayor Lavagnino opened the public hearing.

Ernest Armenta asked what the annual cost for State Water was. He said he understood that cost was paid by the rate payers. He asked if the City was currently selling water to Nipomo.

Water Resources Manager Sweeney stated the current cost was approximately $900 per acre foot. City Manager Ness stated for 2011 the annual cost was $23.8 million.

With regard to sale of water to Nipomo, Utilities Manager Kahn stated the City had a Memorandum of Understanding with the Nipomo Community Services District for the future sale of water. The District was working on the intertie project for the delivery system.

Hearing no further requests to speak, Mayor Lavagnino closed the public hearing.

Councilmember Cordero stated there recently was a strongly-worded letter to the editor regarding Twitchell Reservoir and how poorly the system was being managed as well as the waste of water going into the ocean.

Steve Kahn stated the Twitchell Project was being managed by the Santa Maria Valley Water Conservation District. One of their primary goals was to be sure that their releases were released into the Santa Maria River and perked into the ground water. They control their releases. When the water reached the Bonita Crossing, there was a hard pan layer that stopped the flow so it all went into the ground. During high rain flows, that water did go into the ocean, and there was no way to control that. Twitchell Reservoir was very well managed and most of the water percolates into the ground. The dam was also used for flood control.

Resolution No. 2011-87 approving the 2010 Urban Water Management Plan Update was adopted on motion by Councilmember Orach, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Resolution No. 2011-87 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING AND ADOPTING THE URBAN WATER MANAGEMENT PLAN 2010 UPDATE.

CITY MANAGER'S REPORT

City Manager Ness reported on items anticipated for the July 19, 2011, City Council meeting including appointments to various Boards and Committees, as well as two public hearings for the Annual Weed Abatement assessments and the City's four Landscape Maintenance District assessments. He also reported that during the period from July 1st through July 4th, there were no citations issued for illegal fireworks, there were six separate confiscations of illegal fireworks of about 30 pounds, two calls were received on the fireworks hotline, and there were six fire calls. The Police Chief indicated the Police Department received 84 calls for service regarding illegal fireworks.

ORAL REPORTS BY COUNCILMEMBERS

Councilmember Cordero reported he attended and participated in a fundraising event for the Boys and Girls Club, met with the new leader of Pueblo in Santa Maria, attended several Peace Week meetings, a fundraiser for Special Olympics, the funeral of Ed Beebe, the memorial service for Lorenzo Ujano, and a meeting with Christine Gonzales from the Santa Barbara Foundation.

Councilmember Orach reported he attended a couple of insignificant meetings.

Mayor Lavagnino reported he attended the Boys and Girls Club fundraiser, the Central Coast Water Authority meeting, and the funeral of Lorenzo Ujano who worked for the City for 42 years.

Councilmember Patino reported she did the Ben Heighes radio show, attended several Peace Week meetings, and was out of town for several days.

Councilmember Boysen reported he had meetings with several constituents. He encouraged residents to contact Councilmembers if they had concerns or wanted information. He appreciated those meetings and learned a lot.

ADJOURNMENT
There being no further business to come before the City Council at this time, the meeting was declared adjourned at 8:35 p.m. by Councilmember Cordero in honor of Lorenzo Ujano and Ed Beebe.

APPROVED

July 19, 2011
Date

Chief Deputy City Clerk of the City of Santa Maria and ex officio Clerk of the City Council

Mayor of the City of Santa Maria

ATTEST

Chief Deputy City Clerk